



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

September 6, 1988

#25

Alphonse R. Noe, Manager
Patent Law Department
AMERICAN CYANAMID COMPANY
1937 West Main Street
P.O. Box 60
Stamford, CT 06904-0060

Dear Mr. Noe:

It has been brought to my attention by Dr. Edward Conroy in a telephone conversation on September 6, 1988, that the Patent and Trademark Office has not acknowledged receipt and consideration of the paper filed February 23, 1988, entitled "Supplement to Application for Extension of Patent Term."

The F.D.A. approval letter and package insert for the approved product NOVANTRONE clearly demonstrate that the approved product falls within the scope of the claims of U.S. Patent 4,278,689 identified in the application for patent term extension. Accordingly, the response filed February 23, 1988, fully satisfies the inquiry mailed February 19, 1988.

The delay in acknowledging the response to our inquiry is regretted.

C. E. Van Horn

Charles E. Van Horn
Deputy Solicitor

Ronald L. Wilson, Director
Health Assessment Policy Staff
Office of Health Affairs (HFY-20)
Food and Drug Administration
5600 Fishers Lane
Rockville, MD 20857

Re: Novantrone
Docket No. 88E-0067